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**APR 26 2007**

**OFFICE OF PETITIONS**

In re Application of :  
Dan Kikinis : DECISION ON PETITION  
Application No. 10/029,508 :  
Filed: October 19, 2001 :  
Attorney Docket No. ISURFTV148:

This is a decision on the PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b) filed February 8, 2007.

The petition is **GRANTED**.

The above-identified application became abandoned for failure to file a reply to the non-final Office action mailed March 28, 2006. This Office action set a shortened statutory period for reply of three (3) months, with extensions of time obtainable under § 1.136(a). No reply considered timely filed and no extension of time considered obtained, the application became abandoned effective June 29, 2006. The instant petition precedes the mailing of a courtesy Notice of Abandonment.

The petition includes the required reply in the form of an amendment, the statement of unintentional delay and payment of the petition fee. No terminal disclaimer is required.

The petition also includes a fee of \$1,020 for extension for response within the third month. The maximum period for extension for response to the Notice ended on September 28, 2006. Thereafter, no extension of time could be obtained. As

no extension of time is obtainable, the fee for such extension is being refunded to Deposit Account NO. 50-1667, as authorized.

Technology Center AU 2623 has been advised of this decision. The application is, thereby, forwarded to the examiner for consideration of the reply submitted on petition filed February 8, 2007.

Telephone inquiries specific to this matter should be directed to the undersigned at (571) 272-3219.

A handwritten signature in black ink, appearing to read "Nancy Johnson". The signature is fluid and cursive, with the first name "Nancy" and last name "Johnson" clearly distinguishable.

Nancy Johnson  
Senior Petitions Attorney  
Office of Petitions